

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Christopher Wilson et al.

Appl. No. 10/748,723

Filed: December 30, 2003

For: METHOD, SYSTEM AND APPARATUS

FOR MESSAGING BETWEEN

WIRELESS MOBILE TERMINALS AND

**NETWORKED COMPUTERS** 

Art Unit: 2141

Examiner: Quang N. Nguyen

Atty. Docket: 07942.0005.CPUS03

## PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED APPLICATION <u>PURSUANT TO 37 C.F.R. 1.137(b)</u>

CERTIFICATE OF MAILING

DATE OF DEPOSIT: May 8, 2006

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 I hereby certify that this paper or fee is being deposited with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 on the date indicated above and is addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

## Dear Sir:

- 1. This is a petition to revive this unintentionally abandoned application pursuant to 37 U.S.C. §1.137(b).
- 2. The November 2, 2005 non-final Office Action set a three-month shortened statutory period for reply. The six-month statutory period expired on May 2, 2006.
- 3. This petition is accompanied by the Applicants' Reply in Response to the Office Action Dated November 2, 2005.
- 4. The total small entity fee being submitted, as set forth in 37 U.S.C. §1.17(m) is \$750.00. Form PTO-2038 is included for payment by credit card.

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4. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 U.S.C. § 1.137(b) was unintentional.

Respectfully submitted,

Dated: May 8, 2006

Michael K. Lindsey
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